

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 93 OF 2018
IN
INCOME TAX APPEAL (L) NO. 678 OF 2017
WITH
INCOME TAX APPEAL (L) NO. 678 OF 2017**

The Pr. Commissioner of Income Tax-6	.. Applicant
In the matter between	
The Pr. Commissioner of Income Tax-6	.. Appellant
v/s.	
M/s. Chawla Brothers Pvt. Ltd.	.. Respondent

Ms. Padma Divakar for the applicant / orig. appellant
Mr. Viraj Bhate i/b PDS Legal for the respondent

**CORAM : M.S. SANKLECHA &
SANDEEP K. SHINDE, J.J.**

DATED : 12th APRIL, 2018.

PC.

1. Ms. Padma Divakar, learned Counsel appearing in support of the motion, on instructions, seeks to withdraw the motion.
2. The Notice of Motion is dismissed as withdrawn.
3. In the above view, the appeal also cannot be entertained as it has been filed beyond the period of limitation provided under Section 260A of the Income Tax Act, 1961 to challenge the order passed by the Income Tax Appellate Tribunal.

(SANDEEP K. SHINDE, J.)

(M.S. SANKLECHA, J.)